

MAR 18 2004

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Certificate of Transmission

I hereby certify that this letter is being sent by facsimile transmittal to the USPTO at fax number 703-872-9306 on the date indicated below:

DATE OF TRANSMITTAL: 3/18/04By: Auzville Jackson, Jr.
Auzville Jackson, Jr.

IN THE UNITED STATES PATENT OFFICE

Inventor: Tan, Seng

Serial No: 10/075,528

Docket No. 1563(Wright)

Filing Date: 2/13/2002

Title: Nanocomposite and Molecular-Composite Polymer Foams and Method...

To: Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Attention: Group Art Unit 1771

Response to Restriction Requirement Mailed but not Showing in PAIRS

The above application was subject to a restriction requirement, which was mailed by the USPTO on 9/17/03. Our records show that we responded to the USPTO on October 1, 2003 regarding the restriction requirement. However, this response does not appear in the PAIRS System.

The response, along with the Certificate of Mailing evidence dated 10/1/03, is being faxed to Group Art Unit 1771. We request that this response be scanned and entered into PAIRS to bring it up to date.

If you have any questions, please contact us at the phone listed below.

Respectfully submitted,

Auzville Jackson, Jr.
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MAR 18 2004

Docket 1563(Wright)

OFFICIAL

In the United States Patent and Trademark Office

In re Application of: Seng Tan

Serial No.: 10/075,528

Group Art Unit: 1711

Filed: February 13, 2002

Examiner: Foelack, Morton

For: Nanocomposite and Molecular-Composite Polymer Foam and Method

Certificate of Mailing

Date of Deposit: 10/1/03

I hereby certify that this correspondence is being deposited with the United States Postal Service, as first class mail, in an envelope addressed to addressee, under C.F.R. Section 1.10 on the date indicated above.

By

Auzville Jackson, Jr.

Response

Hon. Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Official Action/Restriction Requirement mailed September 17, 2003, please consider the following remarks.

Remarks

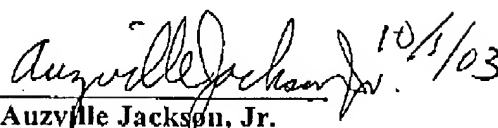
Election has been required between the inventions of claims 1-8 and 22-25 drawn to a method of making a microcellular foam and claims 9-21 drawn to a microcellular nanocomposite foam.

Docket 1563(Wright)

Applicant hereby elects, with traverse, the invention of claims 9-21 drawn to a microcellular nanocomposite foam for further prosecution. Applicant's traverse of the restriction requirement is based upon the proposition that thorough and complete examination of the subject matter of claims 9-21 that are product-by-process claims necessarily requires a search of the prior art related to processes for making such materials, claims 1-8 and 22-25. Applicant respectfully submits that the process of the instant invention cannot be used to make another and materially different product, nor can the products of the instant invention be made by another and materially different process, thereby negating the effect of the Examiner's application of MPEP section 806.05(f).

It is therefore respectfully submitted that all of the claims of the instant application should be examined together and withdrawal of the restriction requirement is most earnestly solicited.

Respectfully submitted,


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